

STATE OF MINNESOTA

DISTRICT COURT

In re: Source Code Evidentiary Hearings in
Implied Consent Matters

Consolidated File No. 70-CV-09-19459

In re: Source Code Evidentiary Hearings in
Criminal Matters

Consolidated File No. 70-CR-09-19749

**ORDER 8 – AMENDED
SCHEDULING ORDER**

This matter came before the undersigned on June 16, 2010 at the Carver County Justice Center, 604 East 4th Street, Chaska, Minnesota 55318 pursuant to a June 8, 2010 Order of the Court setting the matter for hearing.¹ The issue addressed was a motion brought by Liaison Counsel Marsh Halberg, Jeffrey Sheridan, Chuck Ramsay, and Lee Orwig² for an amended scheduling order. The motion for an amended scheduling order was joined by Robert Stoneburner, who recently withdrew as Liaison Counsel following joinder with the Source Code Coalition, Steve Holmgren of the Public Defender's Office, and Derek Patrin. The motion was directly opposed by Kristi Nielsen of the Minnesota Attorney General's Office and was joined by Mark Schneider.

Based upon the arguments of counsel, the testimony of Matthew Willis, and the entire record before it, the moving parties have established good cause under Rule 16.02 of the Minnesota Rules of Civil Procedure and a sufficient basis under Rule 9.02 of the Minnesota Rules of Criminal Procedure for additional time to prepare their expert reports. Therefore, this Court shall amend the deadlines set forth in the April 21, 2010 Implied Consent Case Management Order and the April 21, 2010 Criminal Case Management Order to the following:

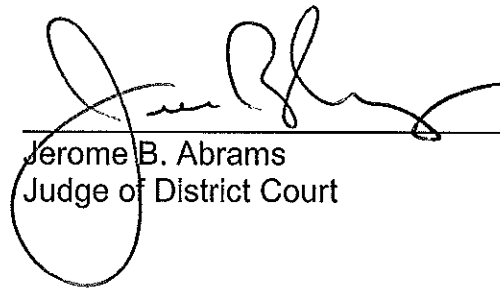
¹ Appearances were as noted on the record but included: Marsh Halberg, Charles Ramsay, Jeffrey Sheridan, Lee Orwig, Steve Holmgren, Kristi Nielsen, Pamela Converse, Sean McCarthy, Mark Schneider, Thomas Donnelly, Bill Lemmons, Jerome Porter, and Bill McNab.

² These Liaison Counsel are representatives for the Source Code Coalition which is comprised of criminal defendants, implied consent petitioners, and their individual counsel. The Source Code Coalition is the representative body for the majority of the parties on the criminal defense and implied consent petitioner sides of the issue assigned to the Court.

August 13, 2010	Petitioner's/Defendant's Expert Disclosures
August 13, 2010	Non Expert Discovery Ends
August 13, 2010	Final Date for Adding Cases to Consolidation
September 20, 2010	All Non Source Code Issues Completed in Consolidated Cases
September 24, 2010	State/Prosecution Expert Disclosures
September 24, 2010	Expert Discovery/Depositions (if any) begins
October 8, 2010	Expert Discovery Ends
October 18, 2010	Final Hearing on Source Code

Dated: 6-23-10

BY THE COURT:



 Jerome B. Abrams
 Judge of District Court